

SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS

February 2, 2006

Minutes

THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE REGIONAL COUNCIL. AUDIO CASSETTE TAPE OF THE ACTUAL MEETING IS AVAILABLE FOR LISTENING IN SCAG'S OFFICE.

The Regional Council of the Southern California Association of Governments held its meeting at SCAG offices downtown Los Angeles. The meeting was called to order by the President Toni Young, Councilmember, City of Port Hueneme. There was a quorum.

Members Present

Councilmember Toni Young, Port Hueneme, President	District 45
Mayor Pro Tem Ron Roberts, Temecula, Immediate Past President	District 5
Supervisor Yvonne Burke, 1 st Vice President, Los Angeles County	
Supervisor Gary Ovitt, 2 nd Vice President, San Bernardino County	
Supervisor Judy Mikels, Ventura County	
Supervisor Victor Carrillo, Imperial Valley	
Councilmember Jon Edney, El Centro	District 1
Councilmember Bonnie Flickinger, Moreno Valley	District 3
Mayor Ron Loveridge, Riverside	District 4
Councilmember Lee Ann Garcia, Grand Terrace	District 6
Mayor Larry McCallon, Highland	District 7
Councilmember Deborah Robertson, Rialto	District 8
Councilmember Paul Eaton, Montclair	District 9
Councilmember Alan Wapner, Ontario	District 10
Councilmember Richard Dixon, Lake Forest	District 13
Councilmember Tod Ridgeway, Newport Beach	District 14
Councilmember Lou Bone, Tustin	District 17
Councilmember Christine Barnes, La Palma	District 18
Councilmember Art Brown, Buena Park	District 21
Mayor John Beaman, Brea	District 22
Councilmember Paul Bowlen, Cerritos	District 23
Councilmember Gene Daniels, Paramount	District 24
Councilmember David Gafin, Downey	District 25
Councilmember Frank Gurule, Cudahy	District 27
Councilmember Judy Dunlap, Inglewood	District 28
Councilmember Stan Carroll, La Habra Heights	District 31
Councilmember Margaret Clark, Rosemead	District 32
Councilmember Keith Hanks, Azusa	District 33
Councilmember Paul Talbot, Alhambra	District 34
Councilmember Sid Tyler, Pasadena	District 36
Councilmember Harry Baldwin, San Gabriel	District 35

Councilmember Paula Lantz, Pomona	District 38
Councilmember Paul Nowatka, Torrance	District 39
Councilmember Jim Aldinger, Manhattan Beach	District 40
Councilmember Pam O'Connor, Santa Monica	District 41
Councilmember Todd Campbell, Burbank	District 42
Councilmember Mike Dispenza, Palmdale	District 43
Councilmember Glen Becerra, Simi Valley	District 46
Councilmember Carl Morehouse, San Buenaventura	District 47
Councilmember Dennis Zine, Los Angeles	District 50
Councilmember Greig Smith, Los Angeles	District 59
Councilmember Debbie Cook, Huntington Beach	District 64
Councilmember Tim Jasper, Apple Valley	District 65
Supervisor Lou Correa, Orange County	OCTA
Councilmember Keith Millhouse, Moorpark	VCTC

Members Not Present

Supervisor Zev Yaroslavsky, LA County	
Supervisor Chris Norby, Orange County	
Supervisor Jeff Stone, Riverside County	
Councilmember Greg Pettis, Cathedral City	District 2
Mayor Lawrence Dale, Barstow	District 11
Councilmember Cathryn De Young, Laguna Niguel	District 12
Councilmember Richard Chavez, Anaheim	District 19
Councilmember Marilyn Poe, Los Alamitos	District 20
Councilmember Isadore Hall, Compton	District 26
Councilmember Rae Gabelich, Long Beach	District 29
Councilmember Tonia Reyes-Uranga, Long Beach	District 30
Councilmember Tom Sykes, Walnut	District 37
Councilmember Dennis Washburn, Calabasas	District 44
Councilmember Ed Reyes, Los Angeles	District 48
Councilmember Wendy Greuel, Los Angeles	District 49
Councilmember Tom LaBonge, Los Angeles	District 51
Councilmember Jack Weiss, Los Angeles	District 52
Councilmember Tony Cardenas, Los Angeles	District 53
Councilmember Alex Padilla, Los Angeles	District 54
Councilmember Bernard Parks, Los Angeles	District 55
Councilmember Jan Perry, Los Angeles	District 56
Councilmember Bill Rosendahl, Los Angeles	District 58
Councilmember Eric Garcetti, Los Angeles	District 60
Councilmember Janice Hahn, Los Angeles	District 62
Councilmember Thomas Buckley, Lake Elsinore	District 63
Mayor Antonio Villariagosa, Los Angeles	At-Large
Councilmember Robin Lowe, Hemet	RCTC

Staff Present

Mark Pisano, Executive Director
Jim Gosnell, Deputy Executive Director
Bert Becker, Interim Chief Financial Officer
Karen Tachiki, Chief Counsel
Colin Lennard, General Counsel
Hasan Ikhata, Director, Planning & Policy
Keith Killough, Director, Information Services
Shelia Stewart, Executive Assistant

1.0 CALL TO ORDER & PLEDGE OF ALLEGIANCE

Led by President Toni Young, City of Port Hueneme.

2.0 INSPIRATIONAL MESSAGE

President Young asked for a moment of silence for the lost minors.

3.0 PUBLIC COMMENT PERIOD

Andrew Adams, Defenders of Wildlife, presented comments on the Endangered Species Act. He stated that a bill was introduced that would gut the Act by stripping the ability to regulate pesticides. The Defenders of Wildlife are in the process of requesting letters and resolutions from local decision makers such as SCAG asking them to oppose the upcoming bill as well as emphasizing their support of the Endangered Species Act

4.0 CONSENT CALENDAR

The following consent calendar items were MOVED (Campbell), SECONDED (Mikels), and UNANIMOUSLY APPROVED:

4.1 Approval Items

4.1.1 Minutes of January 5, 2006

4.1.2 Resolution 06-471-5 authorizing SCAG to accept \$660,000 in Caltrans State Planning & Research Grant funds

4.1.3 Resolution 06-471-1 authorizing SCAG To accept \$1,258,450 in Regional Blueprint Planning Grant Funds

4.1.4 Annual Sponsorship Program

The Communication Committee recommended amending language to say in each section where it states: There will be complimentary exhibit space ‘as available’ at four SCAG events”.

Language should also be amended where it says: Copies of all SCAG reports and SCAG e-vision newsletters will be sent to the sponsors, "*only if they want to receive them.*"

4.1.5 Ratify Execution of Agreement 07-4754 to contribute Caltrans 2005 Federal Appropriation Matching Funds

4.1.6 State Lobbyist Contract

4.2 **Receive & File**

4.2.1 Purchase Orders/ Contracts between \$5,000 - \$250,000

4.2.2 Monthly Financial Report

4.2.3 State and Federal Legislative Matrix

5.0 **PRESIDENT'S REPORT**

5.1 Appointments

CEHD: Hon. Rick Ramirez, Anaheim
MSRC Alternate: Hon Richard Dixon, Lake Forest

President Young reported that the Executive Committee completed the Mid-year Evaluation of the Executive Director.

President Young announced the following meetings: 1) SCAG and SANDAG scheduled for March 9th 10:00 am – 2:00 pm. Location TBD; 2) Kern COG & SCAG scheduled for Thursday, March 30th 5:00 – 8:00 pm., and; 3) Tribal Governments Relations Task Force scheduled Wednesday, Feb 15th 12 noon – 2:00 pm at SCAG Riverside offices.

Regional Council members as well as policy committee members requested to have a membership list of all committees to determine which ones they currently serve on. In response to the request, staff was asked by the President to prepare a compilation of all committees and the current members. The document was prepared and made available for all committee members. In addition to the committee membership, a list of acronyms was also prepared for distribution.

6.0 **EXECUTIVE DIRECTOR'S REPORT**

Mark Pisano stated that a letter was received from Caltrans announcing SCAG's removal off high risk. He also stated that SCAG and the region were awarded a \$1.2 million dollar Blueprint Grant from Caltrans and BT&H.

Mr. Pisano reported that discussions are continuing on how to proceed in a more constructive and productive way on the next RHNA. The discussions are consistent with the Settlement Agreement between HCD and SCAG over the cost of the RHNA.

He also reported that SCAG is currently working with Associated Bay Area of Governments to submit a bill that will seek an extension of the RHNA schedule and will also provide the basis for SCAG and other JPA's to seek reimbursement from the State for State mandated programs.

7.0 ACTION ITEMS

7.1 Administration Committee Report

No report.

7.2 Audit Committee Report

7.2.1 KPMG Audit Pulled

7.2.2 Review of Subregional Audit Work Plan

Councilmember Tyler, Chair, stated that at the January 5, 2006 meeting the Regional Council requested that staff place on the agenda for their February meeting a discussion of who should be conducting subregional Overall Work Program (OWP) audits. At the January 12, 2006 meeting of the Audit Committee staff provided a report regarding the work plan associated with conducting subregional audits, including the scope, parameters and relationship of work anticipated to be undertaken by Caltrans Audit Division and SCAG staff.

There are four types of audits which are generally applicable to the subregions. For ease of understanding they can be categorized as 1) OWP audits; 2) Indirect Cost Allocation Plan (ICAP) audits; 3) Other (e.g., Local Assistance) audits; and 4) Pre-award audits.

The mandatory training for all subregions by Caltrans is scheduled for February 28, 2006 and will be conducted at SCAG offices.

7.3 Executive Committee Report

7.3.1 Southern California Consensus Trip

Don Rhodes, Manager, Government Affairs, reported that the Consensus trip is scheduled for February 7-8 in Washington, D.C. Representatives from all Transportation Commissions, Imperial Valley Association of Governments, Metrolink will be participating in the trip, which will focus mainly on goods movement and on seeking a united voice from our Congressional delegation. Regional Council members scheduled to

participate are: President Toni Young; Councilmember Harry Baldwin; Councilmember Art Brown; Supervisor Yvonne Burke; Supervisor Victor Carillo; Supervisor Judy Mikels; Councilmember Ron Roberts; Councilmember Deborah Robertson; and Councilmember Dennis Washburn.

There will also be discussions on the upcoming reauthorization of SAFETEA-LU and the need to continue allowing innovative finance tools and funding equity for states and regions.

7.3.2 Status of State Housing Issues

Hasan Ihkrata, Director, Planning & Policy reported that Mark Pisano is leading an effort, at the State level, to change the existing Regional Housing Needs Assessment (RHNA). The original purpose of the RHNA was to provide housing and low-income housing. Since the current process is not working, the goal is to have the RHNA be consistent with the Regional Transportation Plan. The CEHD recommended an extension to allow staff time to work on these efforts. This item will be brought back for discussion next month.

7.3.3 Letter of Support for federal appropriations requests for projects in the RTP

It was MOVED (Ridgeway), SECONDED (Mikels) and UNANIMOUSLY APPROVED.

7.4 **Energy & Environment Committee (EEC) Report**

7.4.1 Final Fine Particle (PM2.5) Conformity Determination

It was MOVED (Clark) SECONDED (Bone) and UNANIMOUSLY APPROVED to waive reading and adopt Resolution 06-471-2.

7.4.2 Conformity Determination and EIR Addendum for an RTP/RTIP Amendments

It was MOVED (Clark) SECONDED (Mikels) and UNANIMOUSLY APPROVED.

7.4.3 Renew LA

Solid Waste management and disposal continues to be a serious issue facing the Southern California region. At present, there is not sufficient land fill capacity to meet needs associated with anticipated growth. At the same time, siting new landfill facilities is increasingly difficult due to neighborhood concerns.

Conversion technologies, which convert solid waste to usable materials, including waste to energy present an opportunity for innovative solutions to waste disposal. The City of Los Angeles, through the Renew LA program, proposes a long term action plan, including policy, technology development, and best practices to move from waste disposal to resource recovery.

The CEHD recommended authorizing staff to send a letter supporting the Renew LA concept.

It was MOVED (Clark) SECONDED (Smith) and UNANIMOUSLY APPROVED.

7.5 Transportation & Communications Committee (TCC) Report

7.5.1 Final 2004 Regional Transportation Plan(RTP) /Regional Transportation Improvement Program Amendments (RTIP)

The Orange County Transportation Authority (OCTA) has requested that SCAG amend the 2004 RTP and 2004 RTIP to do the following: 1) Replace the planned CenterLine light rail and Yorba Linda Metrolink Station projects with a combination of bus rapid transit, commuter rail, local shuttle, and carpool operation improvement projects, and 2) Revise the scope of the SR-241/Foothill South toll road project.

The CenterLine and Yorba Linda amendments are requested to fulfill the TCM substitution process. Additionally, the CenterLine action is requested so that OCTA can redirect funds currently programmed for the CenterLine towards the replacement projects before such funds are lost due to the state's timely use provisions. The Foothill-South amendment is requested to facilitate action on a Record of Decision by the Federal Highway Administration.

The TCC recommended amending the 2004 RTP and 2004 RTIP and forward the amendments to the state and federal agencies for their review and approval.

It was MOVED (Clark) SECONDED (Smith) and UNANIMOUSLY APPROVED to waive reading and approve resolutions #06-451-3 & #06-471-4.

7.5.2 Overview of Major State Proposals S.B. 1024 and Governor's Bond Proposal

Two major State Infrastructure Bond Proposals are expected to move quickly through the State legislature: the Safe Facilities, Improved Mobility, Disaster Preparedness and Clean Air Bond Act of 2005

(SB 1024) introduced by Senator Perata and the Strategic Growth Plan introduced by the Governor just a few weeks ago.

The purpose of these measures is to provide bond revenue for infrastructure improvements throughout the state of California. SB 1024 and the Governor's Strategic Growth Plan (SB 1165) Dunn are expected to go into conference, where a hybrid proposal will be crafted. A lot of activity on this bill will probably occur over the next 60 days.

Councilmember Aldinger stated that SB 1165 that would essentially carry the Governor's Proposed Bond Package. The TCC approved adding language to the bill that support preparation of strategies at the regional systems level, and that project prioritization reflects appropriate phasing. The process of selecting projects would be at the regional level not the State level.

The TCC recommended that language be included into SB 1165 that states that the decision for distribution of funds be made at the regional level, as well as the inclusion of the application of performance criteria at the transportation system level not just for individual projects.

It was MOVED (Aldinger), SECONDED (Baldwin), with one OPPOSITION (Bone) to approve the recommendation.

7.6 **Community, Economic & Human Development Committee (CEHD) Report**

No report.

7.7 **Communications & Membership Subcommittee**

The Nomination process for selecting this year's Regional Champions is now underway. Policy committee staff and chairs will be asked to announce this at their meetings on February 1st. Members suggested emailing the Regional Champion information on behalf of the policy committee chairs to the respective committee members.

The final location for the May 4th General Assembly has not yet been determined. Members discussed a variety of possible venues and directed staff to check out sites in Cerritos, Pasadena, Ontario, and Long Beach. Considerations to keep in mind include: choosing a transit-accessible location, selecting a relatively central location within the region, potential for extra-curricular activities such as a tour and cost.

With SCAG's focus on Goods Movement, there was particular interest expressed in meeting near the ports of Los Angeles or Long Beach and perhaps having a tour of the harbors.

Staff was asked by President Young to look into inviting radio personality Larry Elder as the guest speaker during lunch, as well as having Andy Lipkis, founder of Tree People, speak during the course of the program.

8.0 INFORMATION ITEMS

There were no information items presented.

9.0 LEGAL COUNSEL REPORT

There was no closed session.

9.1 Closed Session

- Writ of Mandate re: Board of Control Decision on, Statutes 1980 Ch. 1143 Claim No. 3929 Before the Commission on State Mandates (RHNA Determination Cost Reimbursement- Council of Governments). Code Section Conference with Legal Counsel pursuant to Government 54956.9 Pending Litigation (one potential case).
- Conference with Legal Counsel – potential litigation Audit issues: San Gabriel Valley Council of Governments and Orange County Council of Governments. Significant Exposure to litigation pursuant to Section 54956.9(b) Two (2) potential cases.
- Havens v. SCAG
Havens v. Southern California Association of Governments, Los Angeles County, Case No. BC 324931
Conference with Legal Counsel re: pending litigation Pursuant to Government Code section §54956.9(a)

10.0 FUTURE AGENDA ITEMS

There were no items presented. However Richard Dixon requested that the Audit issues regarding OCCOG and San Gabriel Valley COG be removed from the agenda.

11.0 ANNOUNCEMENTS

Mark Pisano announced that there was one seat available for a Regional Council member to serve on the Link Housing Committee. Councilmember Paula Lantz, Pomona, requested to serve on the Committee.

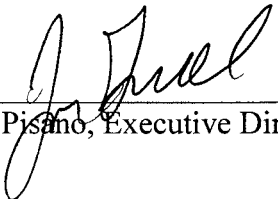
There will be an Energy Conference on March 10, 2006 at the MWD office. Keynote is Matthew Simmons, author of “Twilight in the Desert”. There is no charge for Regional Council members. The cost for others is \$40.

Councilmember Jon Edney announced that the next Southwest Compact is scheduled for April 26, 2006 and will be held in Mexicali.

Supervisor Mikels asked that the Regional Council adjourn in memory of Councilmember Marcine Shaw who served on the Board for many years.

12.0 ADJOURNMENT

The Regional Council adjourned in memory of former Regional Councilmember Marcine Shaw. The next meeting will be held at SCAG offices Thursday, March 2, 2006.



Mark Pisano, Executive Director